

Amendment No. 4 to SB1763

**Herron
Signature of Sponsor**

AMEND Senate Bill No. 1763*

House Bill No. 2218

by inserting the following language at the end of § 47-18-5401(1)(A) in the amendatory language of SECTION 1:

provided such person does not solicit, charge, receive, or attempt to collect or secure payment, directly or indirectly, for foreclosure-related rescue services except as expressly authorized by federal law, regulation, or rule

AND FURTHER AMEND by inserting the following language at the end of § 47-18-5401(1)(B) in the amendatory language of SECTION 1:

and does not solicit, charge, receive or attempt to collect or secure payment, directly or indirectly, for foreclosure-related services

AND FURTHER AMEND by inserting the following language as a new subdivision (1) in § 47-18-5402(a) in the amendatory language of SECTION 1 and by redesignating the current subdivisions accordingly:

(1) Engage in any unfair, misleading, or deceptive acts or practices during the course of advertising, marketing, offering, selling, or contracting for foreclosure-related services;

AND FURTHER AMEND by deleting the language "or" at the end of the newly designated § 47-18-5402(a)(2) in the amendatory language of SECTION 1.

AND FURTHER AMEND by adding the following language as new subdivisions (4) and (5) in § 47-18-5402 in the amendatory language of SECTION 1:

(4) Induce or attempt to induce any consumer to enter into a contract or agreement which does not fully comply in all respects with this part; or

(5) Fail to accept and honor a consumer's request to cancel and provide any related refunds within ten (10) business days.

AND FURTHER AMEND by deleting the language "and address" and by substituting instead the language "physical address, telephone number, and electronic mail address" in § 47-18-5402(b) in the amendatory language of SECTION 1.

AND FURTHER AMEND by deleting the following language in § 47-18-5402(d) in the amendatory language of SECTION 1:

(NAME) AT _____ (ADDRESS) NO LATER THAN

and by substituting instead the language:

(NAME) AT _____ (PHYSICAL ADDRESS) OR _____ (E-MAIL ADDRESS) NO LATER THAN

AND FURTHER AMEND by adding the following language as a new subsection in § 47-18-5402 in the amendatory language of SECTION 1:

(g) Any contract or agreement for foreclosure-related services that does not contain the provisions set forth herein shall be void and unenforceable as a matter of law and public policy.